

ORIGINAL  
INTERVENTION



0000047853

RECEIVED

18

BEFORE THE ARIZONA CORPORATION COMMISSION

2006 APR 14 P 4:40

COMMISSIONERS

JEFF HATCH-MILLER, Chairman  
MARC SPITZER  
WILLIAM A. MUNDELL  
MIKE GLEASON  
KRISTIN K. MAYES

AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF  
SEMPRA ENERGY SOLUTIONS FOR A  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY FOR COMPETITIVE RETAIL  
ELECTRIC SERVICE

DOCKET NO. E-03964A-06-0168

**MOTION TO INTERVENE**

Arizona Public Service Company ("APS" or the "Company"), through undersigned counsel, and pursuant to A.A.C. R14-3-105, hereby moves the Arizona Corporation Commission ("Commission") for an order allowing APS to intervene in the above-captioned proceeding. In support of its motion, APS states as follows:

1. APS is an Arizona corporation that provides electric service to customers within the state of Arizona.

2. In this Docket, Sempra Energy Solutions ("Sempra") has applied for a Certificate of Convenience and Necessity for competitive retail services pursuant to A.C.C. R14-2-202 (the "Application"). Through the Application, Sempra seeks to offer power and related energy services to commercial and industrial customers in APS's service territory.

3. APS is directly and substantially affected by the outcome of Sempra's Application to compete with APS in APS's service territory.

4. No other party can adequately represent the interests of APS in this Docket. APS's involvement in this case will not broaden the issues of Sempra's Application, nor will it unduly prejudice Sempra or any other interests.

5. Service of all correspondence, documents or pleadings should be made to counsel for APS as follows:

Karilee S. Ramaley  
Thomas L. Mumaw  
Pinnacle West Capital Corporation  
Law Department  
400 N. 5<sup>th</sup> Street, Mail Station 8695  
Post Office Box 53999  
Phoenix, Arizona 85072-3999  
Telephone: (602) 250-3626  
Facsimile: (602) 250-3393  
Email: Karilee.Ramaley@pinnaclewest.com  
Thomas.Mumaw@pinnaclewest.com


and

Deborah R. Scott  
Snell & Wilmer L.L.P.  
One Arizona Center  
Phoenix, Arizona 85004  
Telephone: (602) 382-6000  
Facsimile: (602) 382-6070  
Email: [drscott@swlaw.com](mailto:drscott@swlaw.com)

WHEREFORE, for all the foregoing reasons, APS respectfully requests that the Presiding Administrative Law Judge issue an order granting this Motion to Intervene.

RESPECTFULLY SUBMITTED this 14<sup>th</sup> day of April, 2006

ARIZONA PUBLIC SERVICE COMPANY

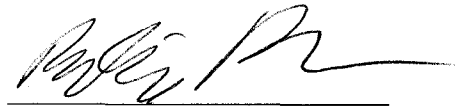
  
Karilee S. Ramaley  
Thomas L. Mumaw  
Pinnacle West Capital Corporation  
Law Department  
Post Office Box 53999, MS 8695  
Phoenix, Arizona 85072-3999

1 Original and 13 copies of the foregoing  
2 filed this 14<sup>th</sup> day of April, 2006 with:

3 Docket Control  
4 Arizona Corporation Commission  
5 1200 West Washington Street  
6 Phoenix, Arizona 85007

7 And copies of the foregoing mailed, faxed or  
8 transmitted electronically this 14<sup>th</sup> day of  
9 April, 2006 to:

10 All Parties of Record

11   
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26